

House File 645 - Introduced

HOUSE FILE 645

BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HSB 212)

A BILL FOR

1 An Act modifying provisions applicable to the renewable energy
2 tax credit, and including effective date and retroactive
3 applicability provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 476C.3, subsection 4, paragraph b, Code
2 2015, is amended to read as follows:

3 b. The maximum annual amount of energy production capacity
4 equivalent of all other facilities the board may find eligible
5 under this chapter shall not exceed a combined output of
6 fifty-three megawatts of nameplate generating capacity and one
7 hundred sixty-seven billion British thermal units of heat for
8 a commercial purpose. Of the maximum annual amount of energy
9 production capacity equivalent of all other facilities found
10 eligible under this chapter, no more than ten megawatts of
11 nameplate generating capacity or energy production capacity
12 equivalent shall be allocated annually to any one facility.
13 Of the maximum annual amount of energy production capacity
14 equivalent of all other facilities found eligible under this
15 chapter, fifty-five billion British thermal units of heat for a
16 commercial purpose shall be reserved annually for an eligible
17 facility that is a refuse conversion facility for processed,
18 engineered fuel from a multicounty solid waste management
19 planning area. The maximum amount of annual energy production
20 capacity the board may find eligible for a single refuse
21 conversion facility is fifty-five billion British thermal units
22 of heat for a commercial purpose.

23 Sec. 2. Section 476C.5, Code 2015, is amended to read as
24 follows:

25 **476C.5 Certificate issuance period.**

26 A producer or purchaser of renewable energy ~~may~~ shall
27 receive renewable energy tax credit certificates for a ten-year
28 period for each eligible renewable energy facility under this
29 chapter. The ten-year period for issuance of the tax credit
30 certificates begins with the date the purchaser of renewable
31 energy first purchases electricity, hydrogen fuel, methane
32 gas or other biogas used to generate electricity, or heat for
33 commercial purposes from the eligible renewable energy facility
34 for which a tax credit is issued under this chapter, or the
35 date the producer of the renewable energy first uses the energy

1 produced by the eligible renewable energy facility for on-site
2 consumption. Renewable energy tax credit certificates shall
3 not be issued for renewable energy purchased or produced for
4 on-site consumption after December 31, 2026.

5 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
6 immediate importance, takes effect upon enactment.

7 Sec. 4. RETROACTIVE APPLICABILITY. This Act applies
8 retroactively to January 1, 2014, for applications for a
9 renewable energy tax credit received by the board on or after
10 that date.

11 EXPLANATION

12 The inclusion of this explanation does not constitute agreement with
13 the explanation's substance by the members of the general assembly.

14 This bill modifies provisions applicable to the renewable
15 energy tax credit.

16 Currently, Code section 476C.3, subsection 4, specifies the
17 maximum amount of energy production capacity equivalent of all
18 renewable energy production facilities, other than wind energy
19 facilities, that the Iowa utilities board may find eligible
20 for a renewable energy tax credit. The bill modifies these
21 amounts, and allocations from these amounts, to refer to annual
22 amounts.

23 Additionally, current Code section 476C.5 provides that
24 the renewable energy tax credit may be received for a 10-year
25 period for an eligible renewable energy facility. The bill
26 deletes the word "may" and substitutes that the credit "shall"
27 be received for a 10-year period.

28 The bill takes effect upon enactment and is retroactively
29 applicable to January 1, 2014, for applications for a renewable
30 energy tax credit received by the Iowa utilities board on or
31 after that date.